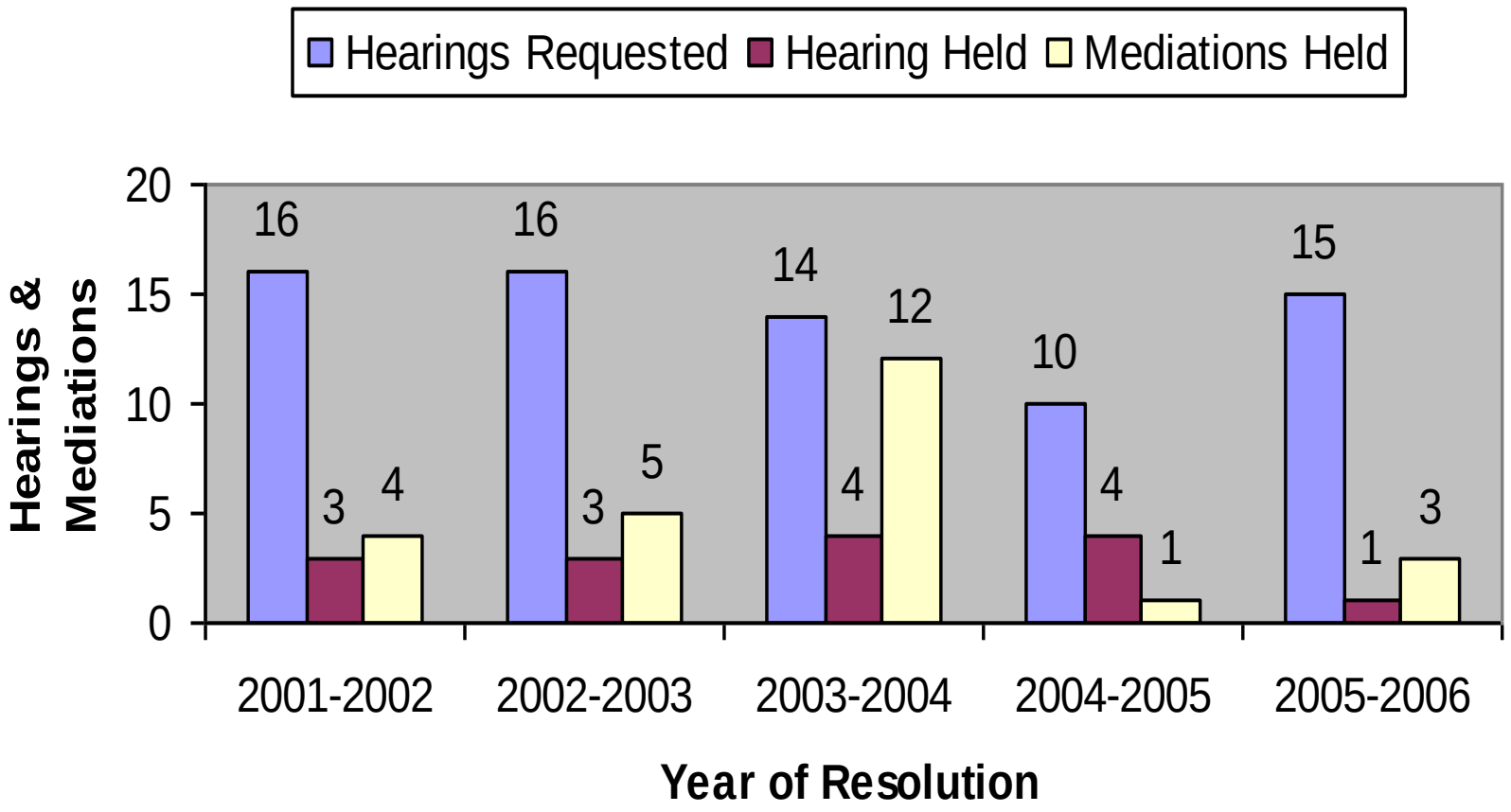
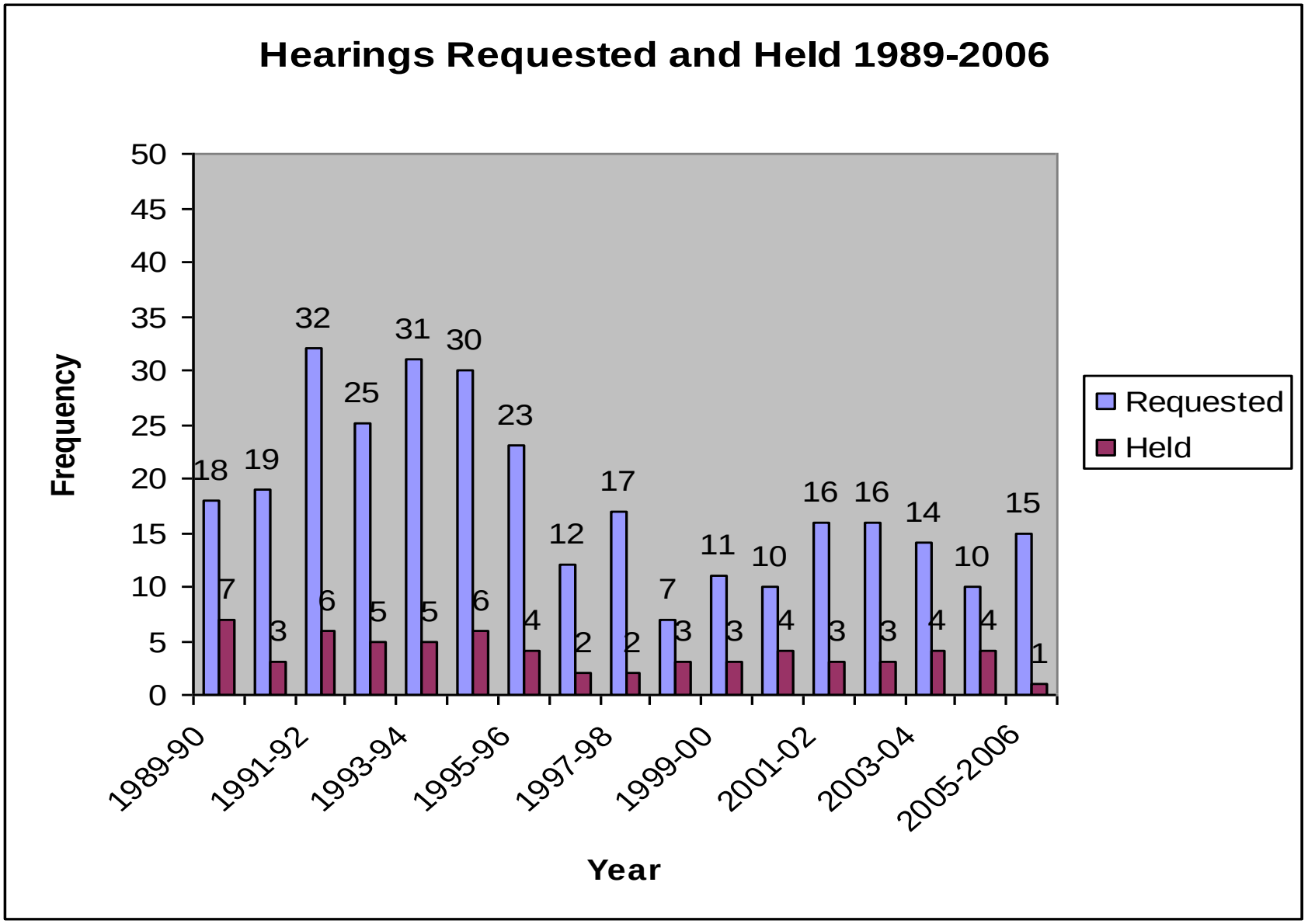
Special Education Due Process Hearings in Iowa

July 1, 2001-June 30, 2006

Type of Resolution Available	2001-2002	2002-2003	2003-2004	2004-2005	2005-2006
Hearings Requested	16	16	14	10	15
Hearings Held	3	3	4	4	1
Resolution Sessions Held					5
Mediations Resulting in Agreements					2
Mediations Held prior to Hearing	4	5	12	1	4
Resolution Session Agreements					4
Preappeals Filed	37	58	37	48	38
Preappeals Held	20	33	22	31	24
Preappeal Agreements					12
Complaints Filed	6	5	10	6	5
Complaints Investigated	4	2	2	2	3
Complaints Withdrawn, and Filed as Preappeal (added 2003-2004 reporting)			5	4	1

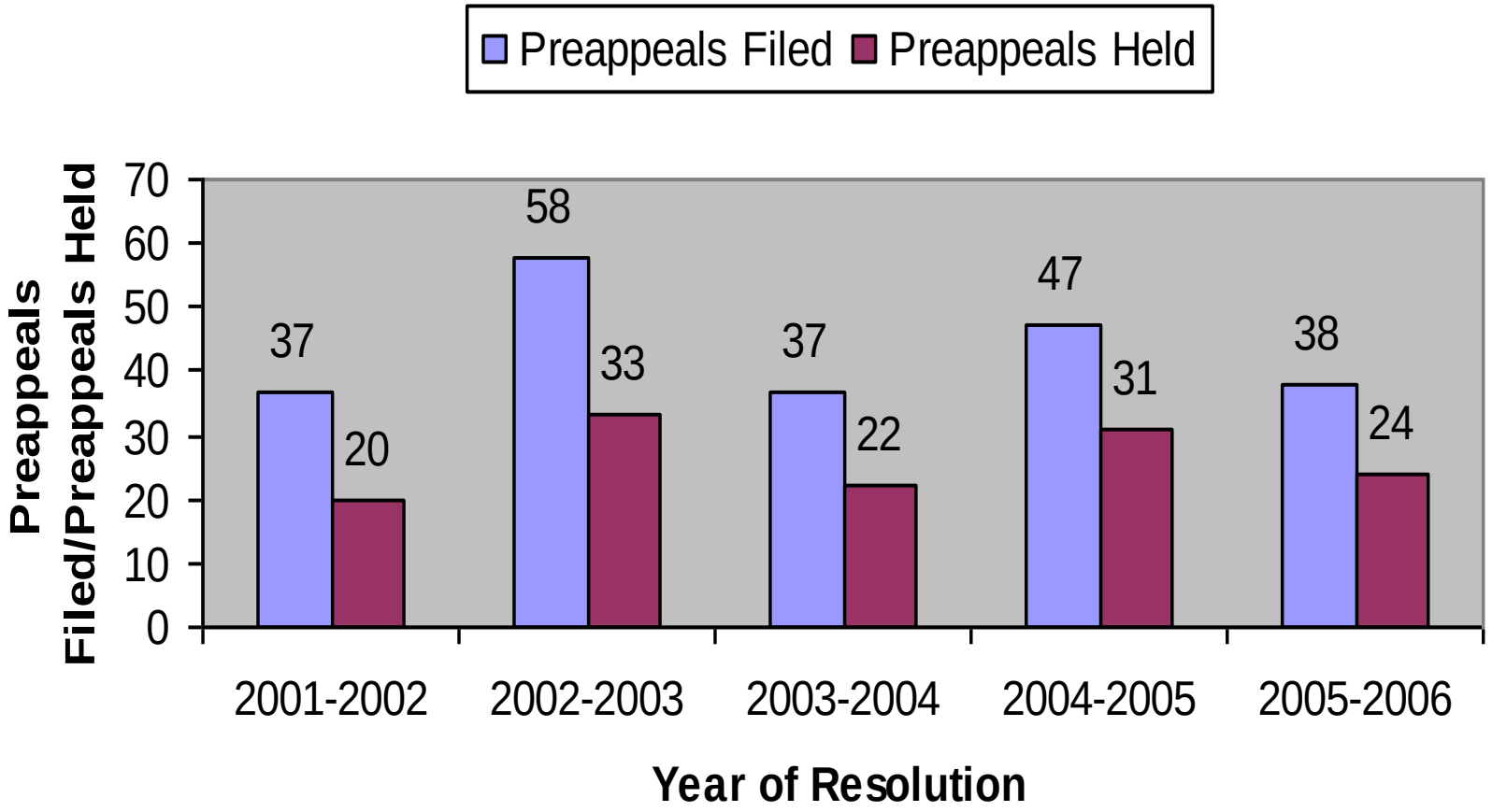
Hearings Requested, Hearings Held, & Mediations Held

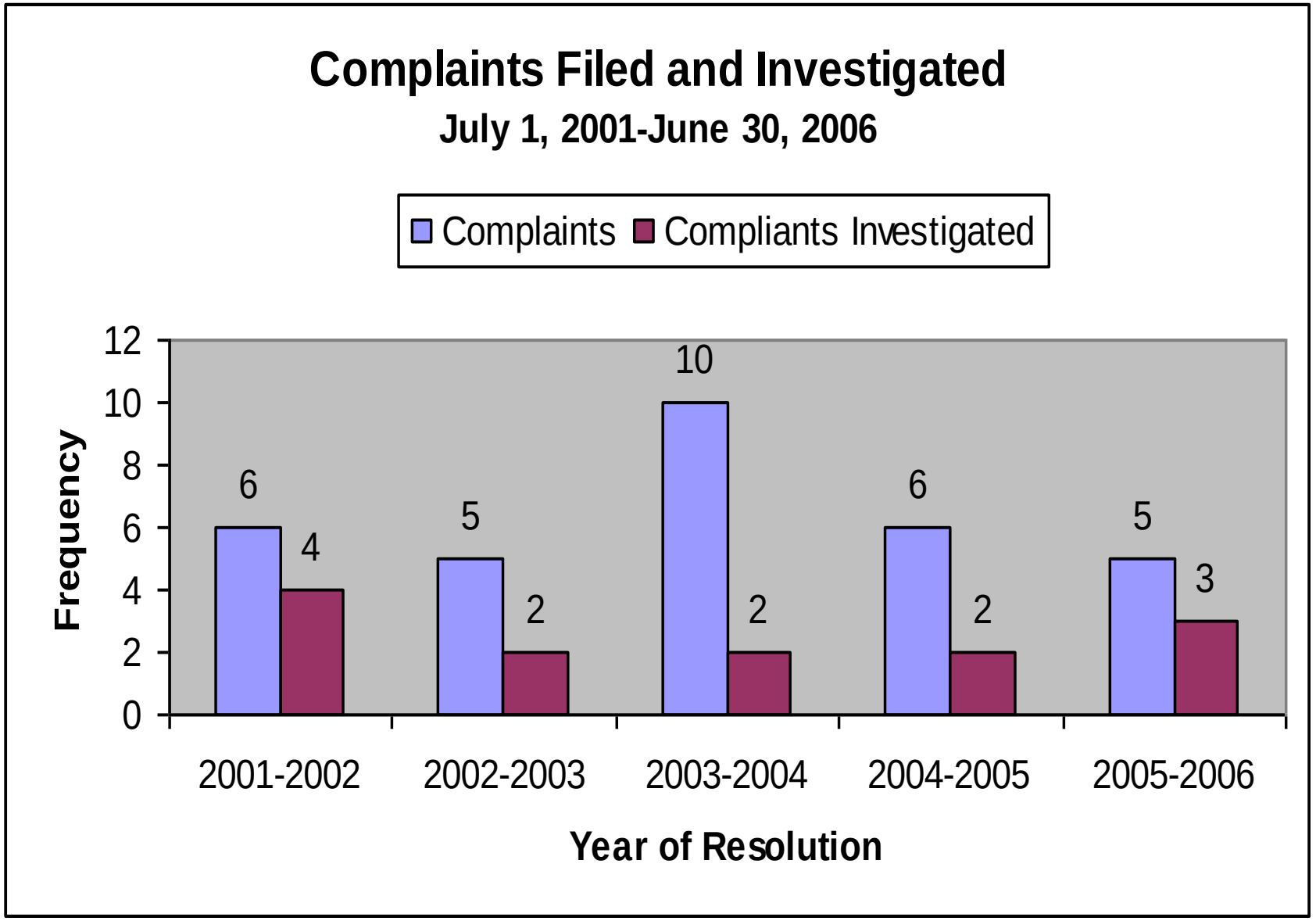



Hearings Requested and Held 1989-2006
Frequency
Year
Requested
Held
0
5
10
15
20
25
30
35
40
45
50
1989-90
1991-92
1993-94
1995-96
1997-98
1999-00
2001-02
2003-04
2005-2006
18
7
19
3
32
6
25
5
31
5
30
6
23
4
12
2
17
2
7
3
11
3
10
4
16
3
16
3
14
4
10
4
15
1

Preappeals Filed and Preappeals Held

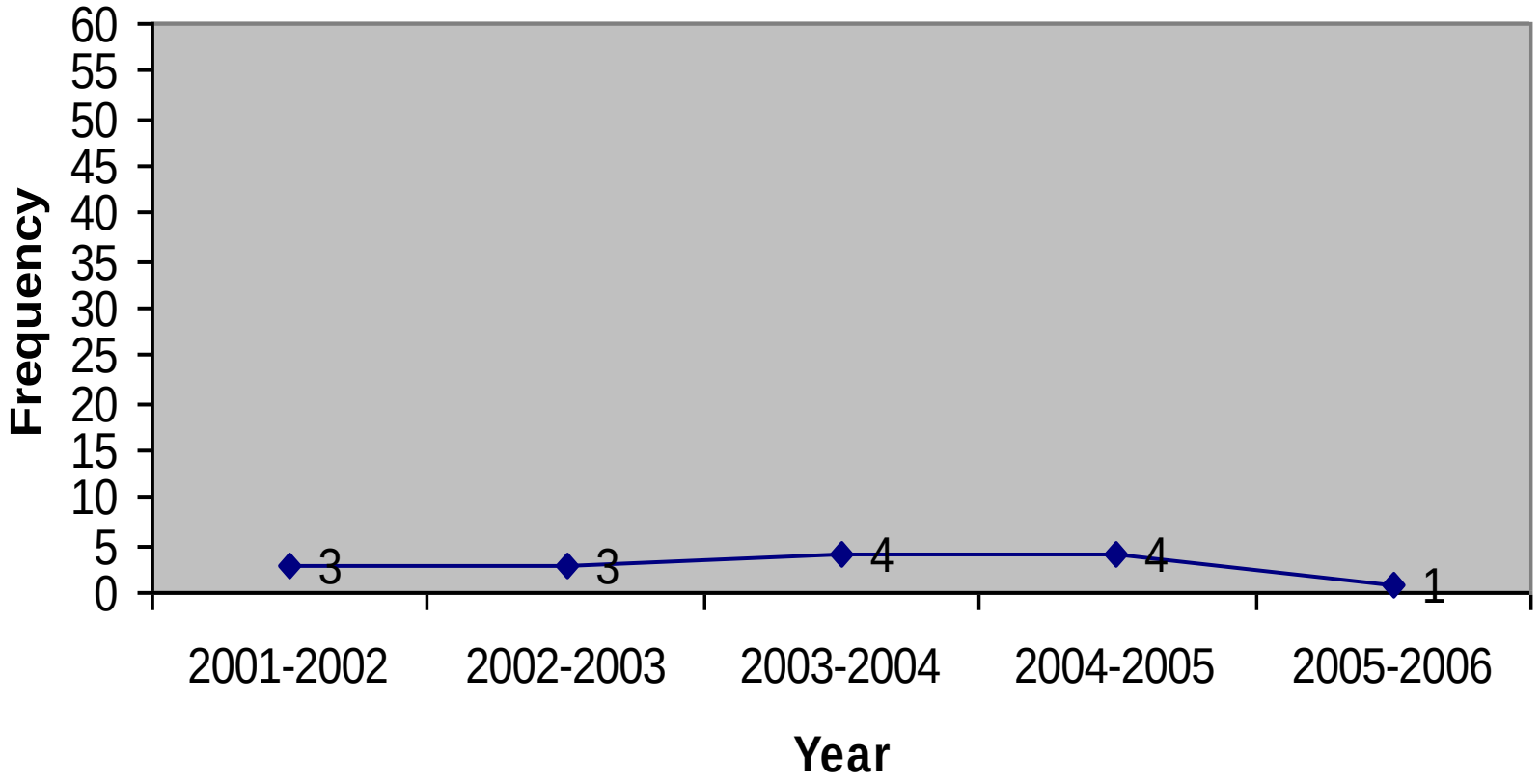
July 1, 2001-June 30, 2006




Complaints Filed and Investigated
July 1, 2001-June 30, 2006
Complaints
Compliants Investigated
Frequency
12
10
8
6
4
2
0
6
4
5
2
10
2
6
2
5
3
2001-2002
2002-2003
2003-2004
2004-2005
2005-2006
Year of Resolution

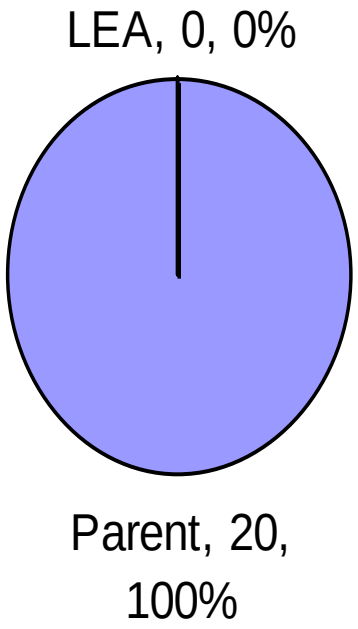
Hearings Held

July 1, 2001-June 30, 2006



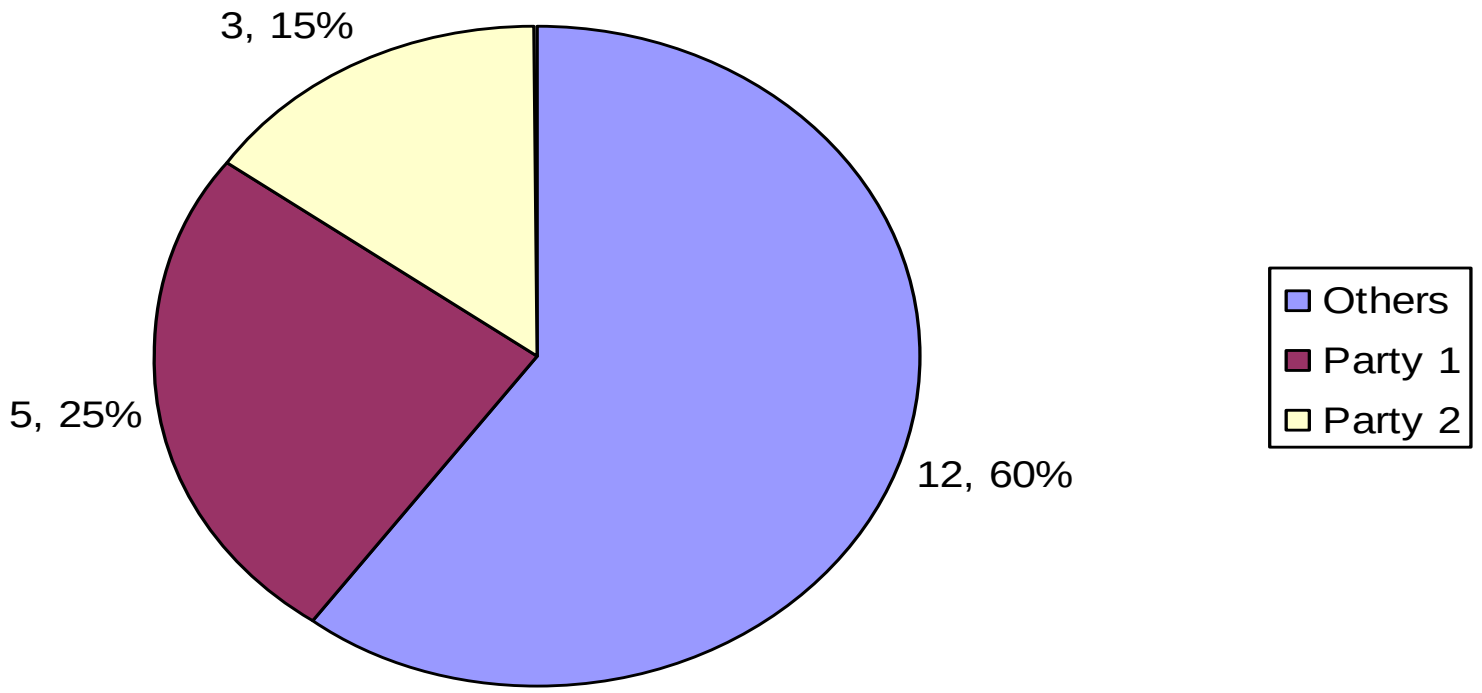
Party Filing Request for Hearings Held

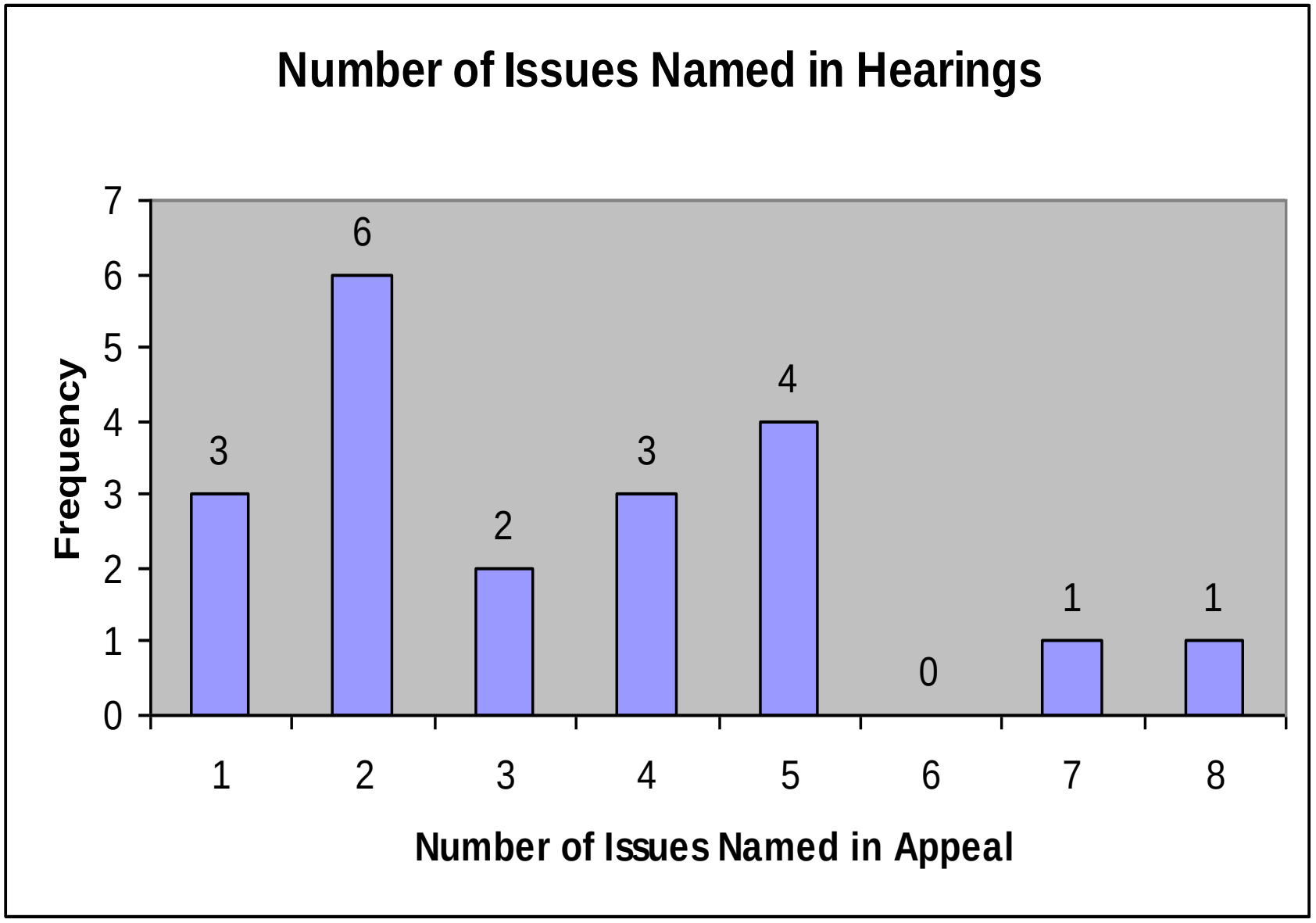
July1, 2001-June 30, 2006



Hearing Distribution by Respective Party

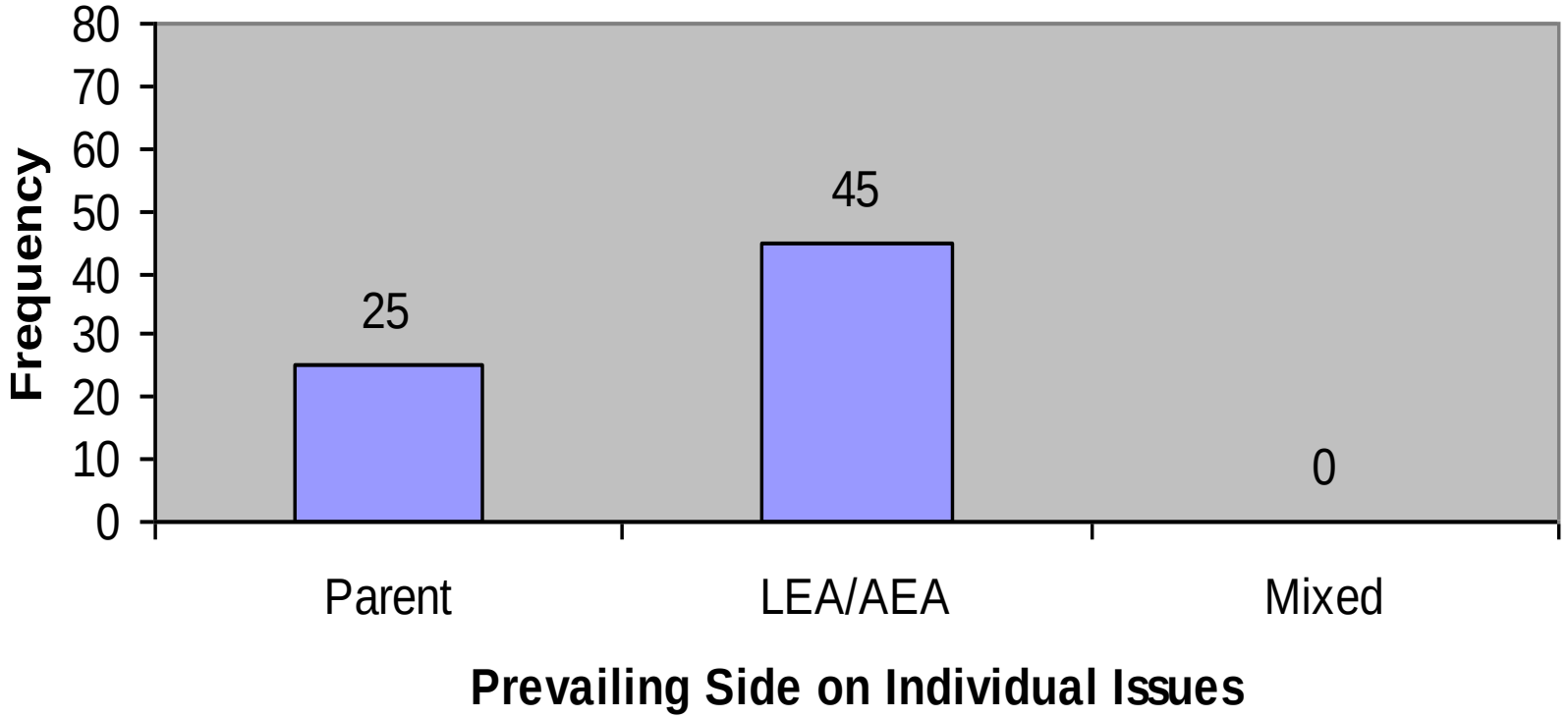
July 1, 2001-June 30, 2006




Number of Issues Named in Hearings
Frequency
0
1
2
3
4
5
6
7
3
6
2
3
4
0
1
1
1
2
3
4
5
6
7
8
Number of Issues Named in Appeal

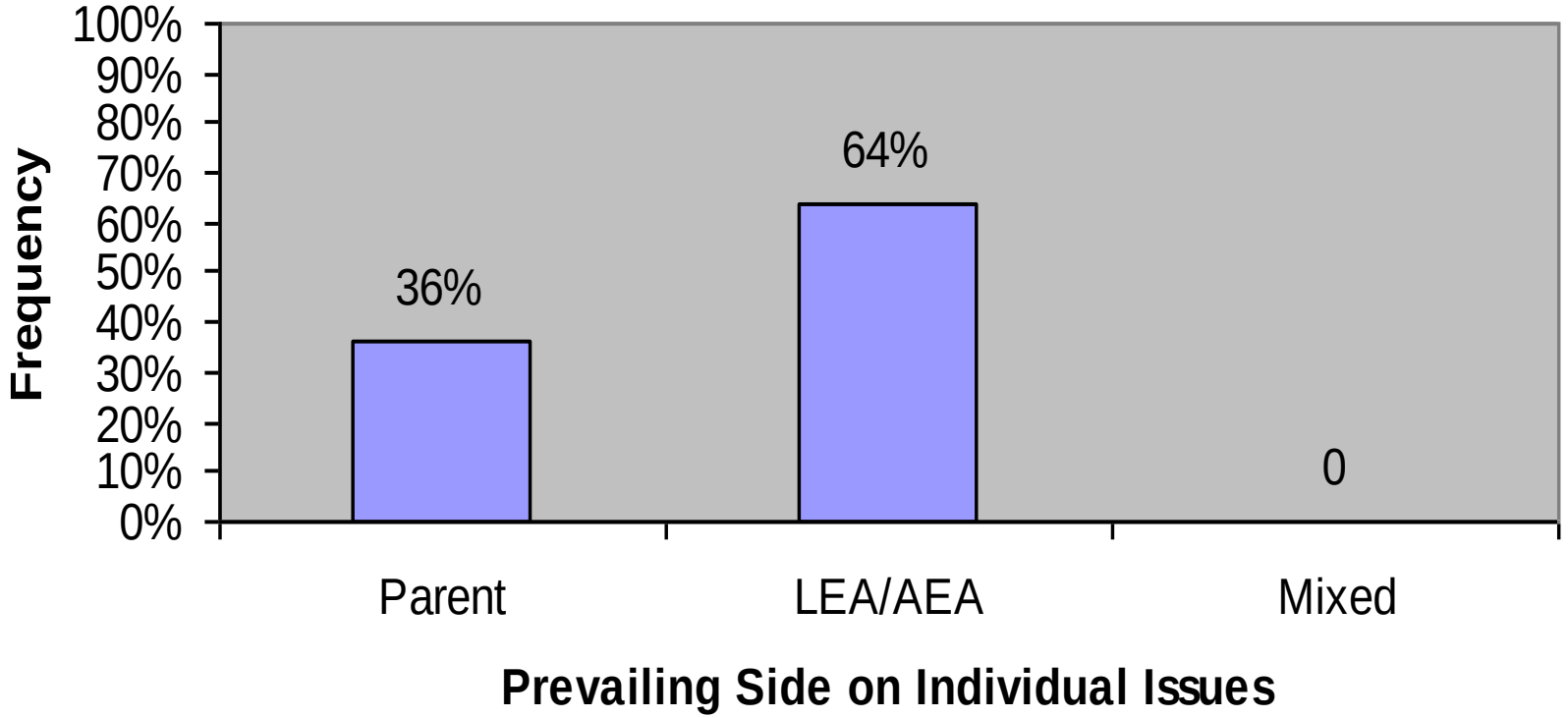
Prevailing Party on Individual Issues by Parent or LEA/AEA

July 1, 2001-June 30, 2006



Prevailing Party on Individual Issues by Parent or LEA/AEA - Percentage

July 1, 2001-June 30, 2006

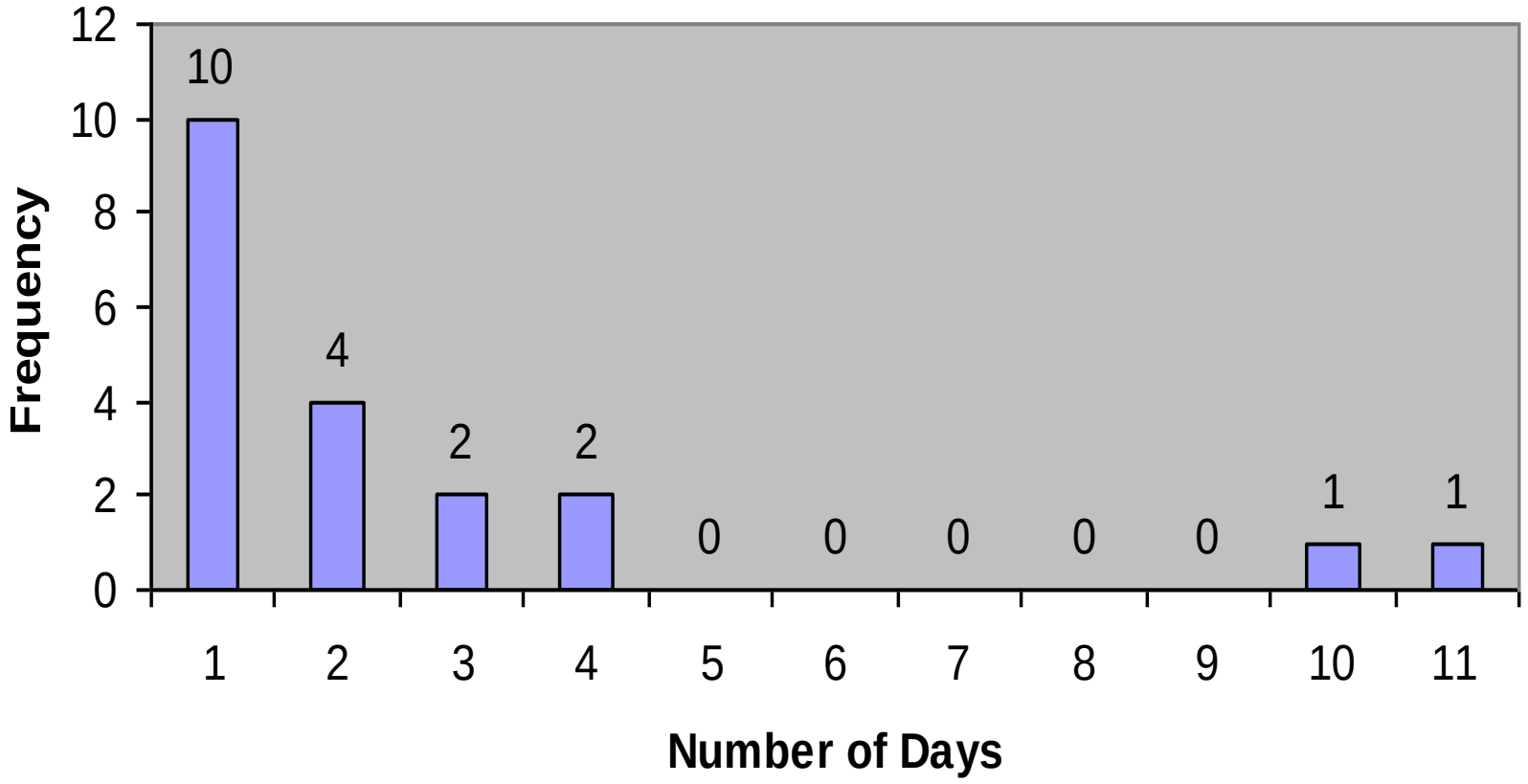


Prevailing Party

- Lustig (in progress): 36%; 64%
- Zirkel, et al (2007): 32%; 60%; 8%
- Rickey (2003): 34%; 63%; 3%
- Kammerlohr (1983): 18%; 59% (Illinois)
- Smith (1981): 27%; 63% (placement)

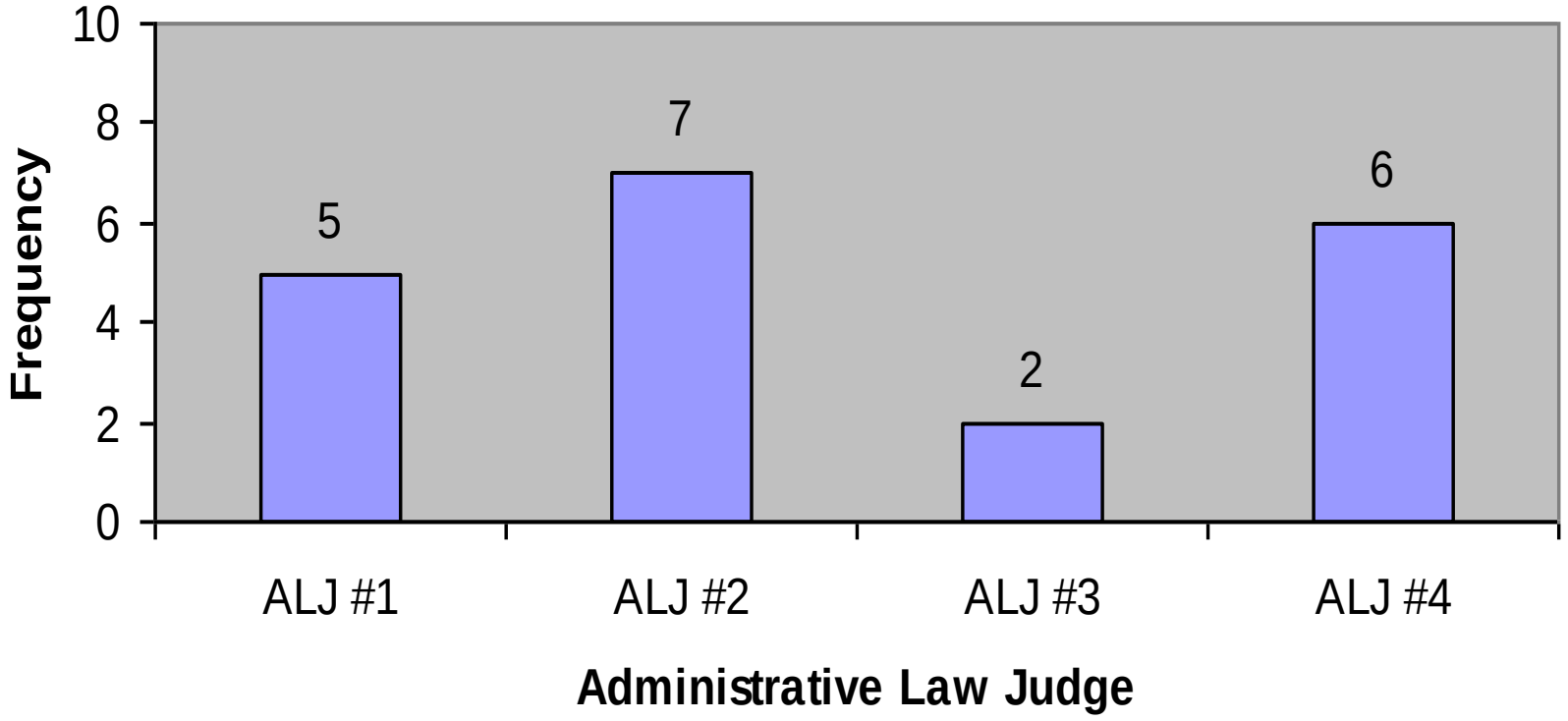
Number of Days Hearing was in Session

July 1, 2001-June 30, 2006



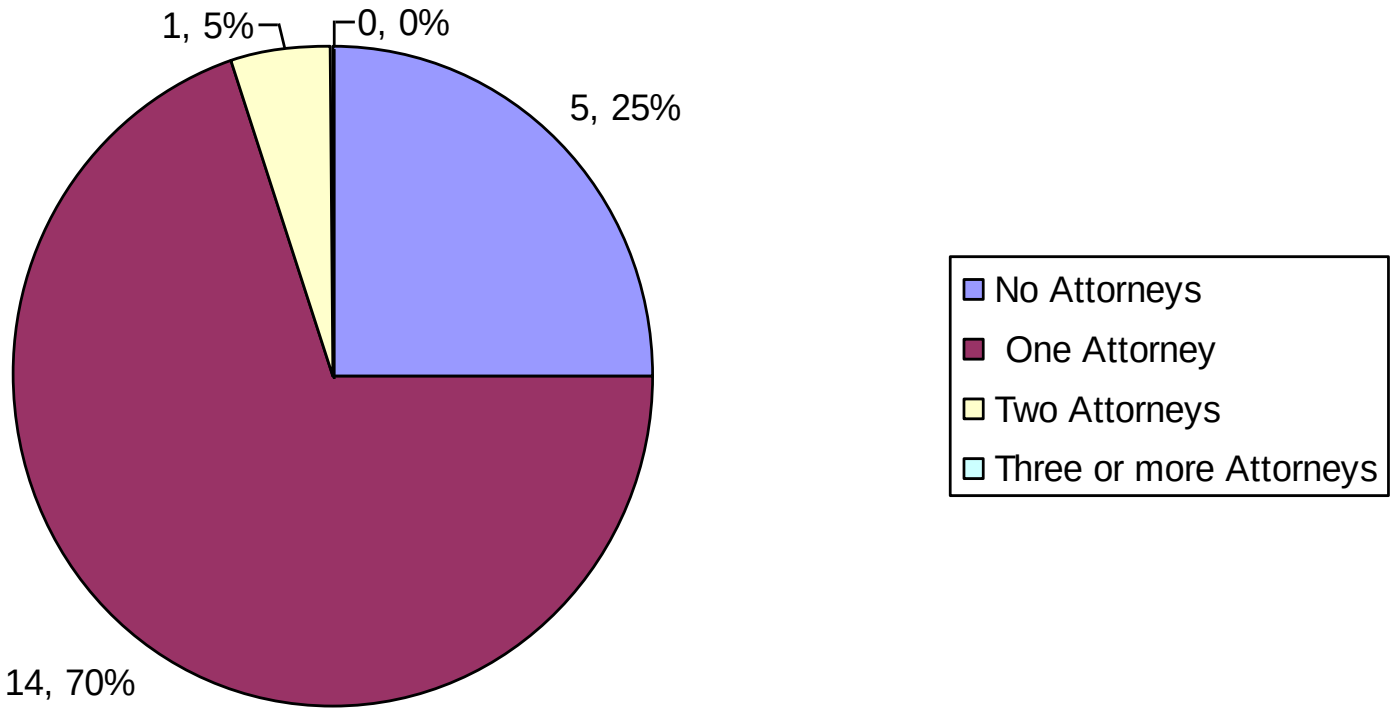
Administrative Law Judge Assigned to Due Process Hearing

July 1, 2001-June 30, 2006



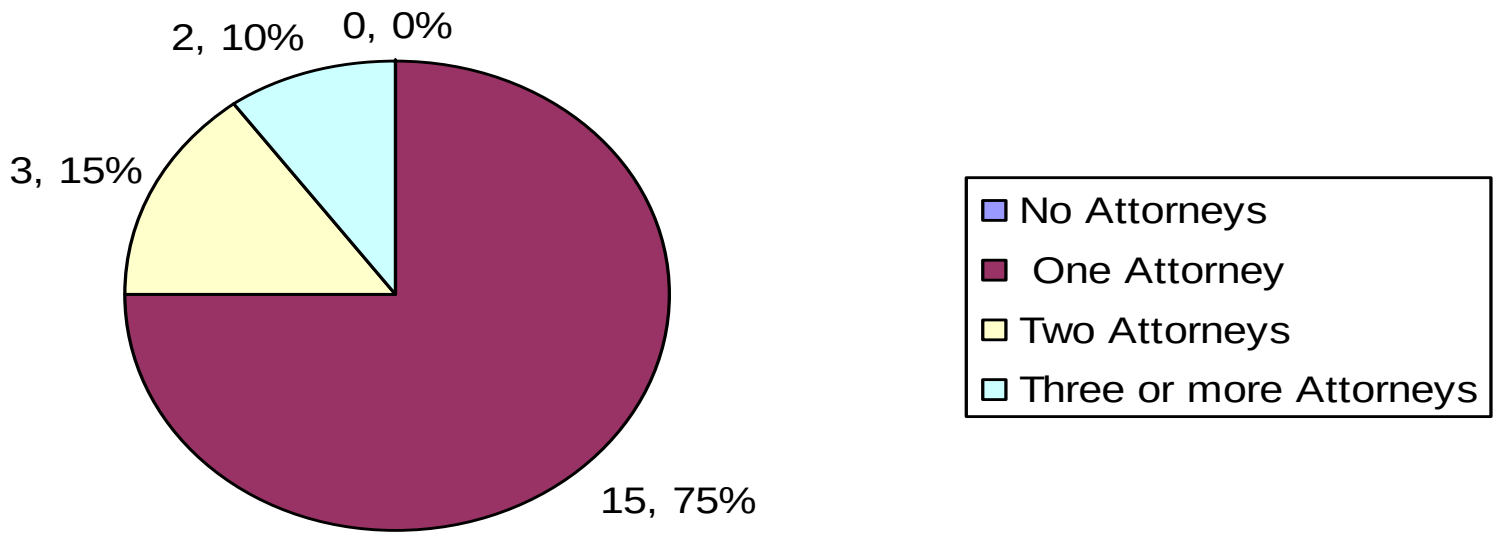
Number of Attorneys Representing Parents

July 1, 2001-June 30, 2006



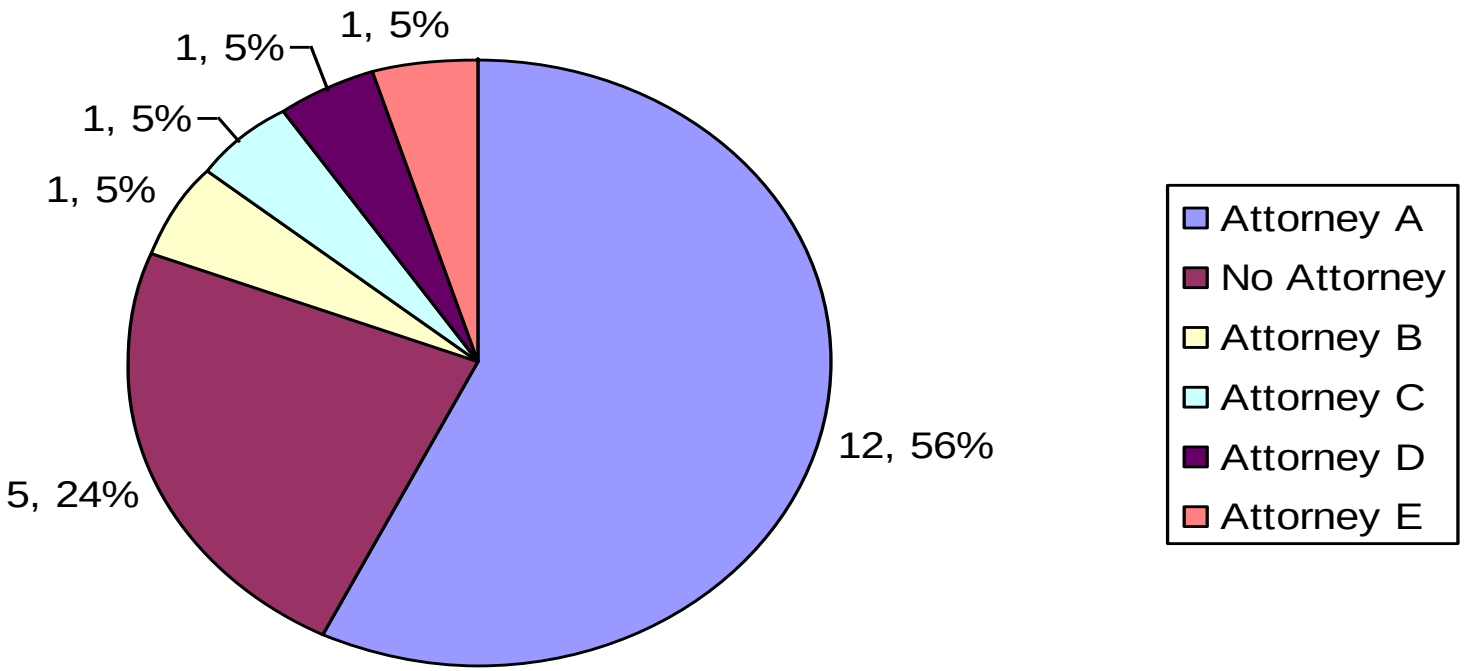
Number of Attorneys Representing LEAs/AEAs

July 1, 2001-June 30, 2006



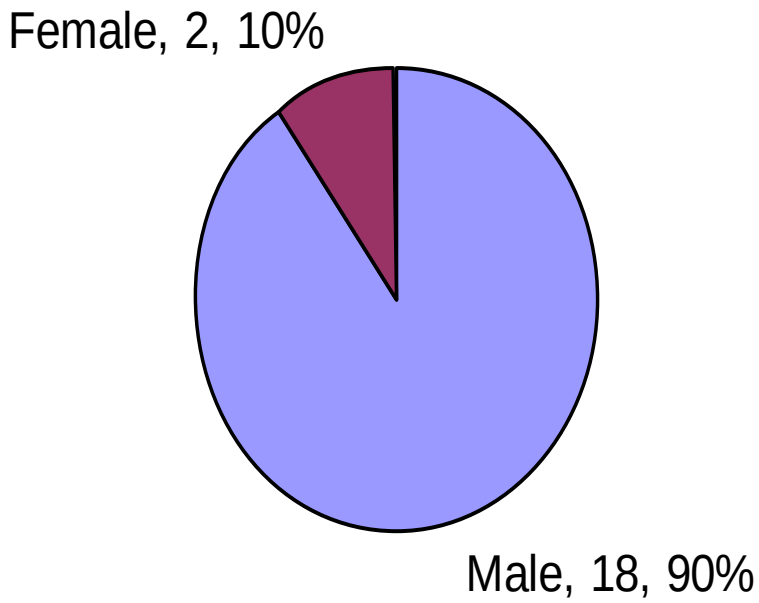
Attorneys Representing Parents in Due Process Appeals

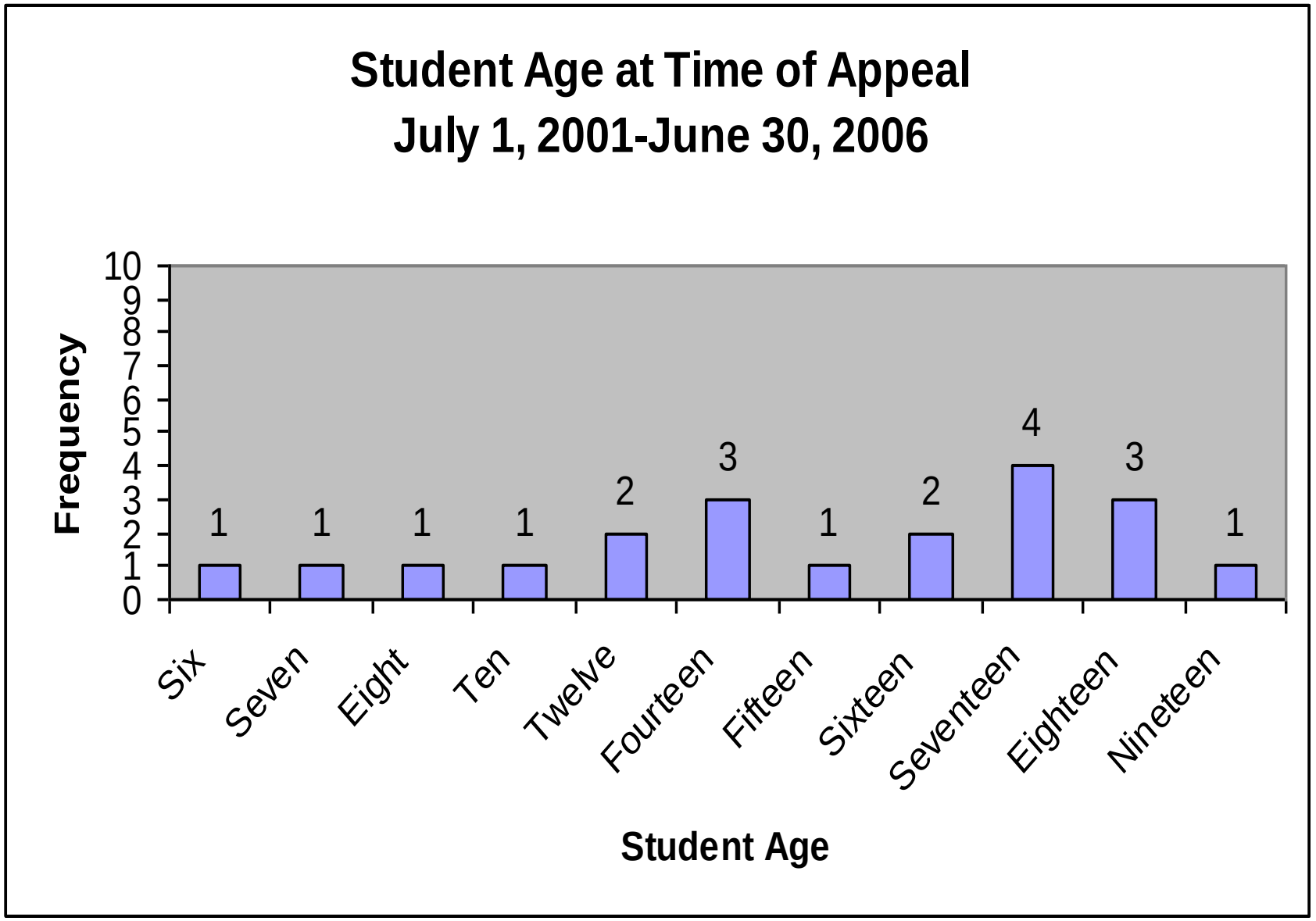
July 1, 2001-June 30, 2006

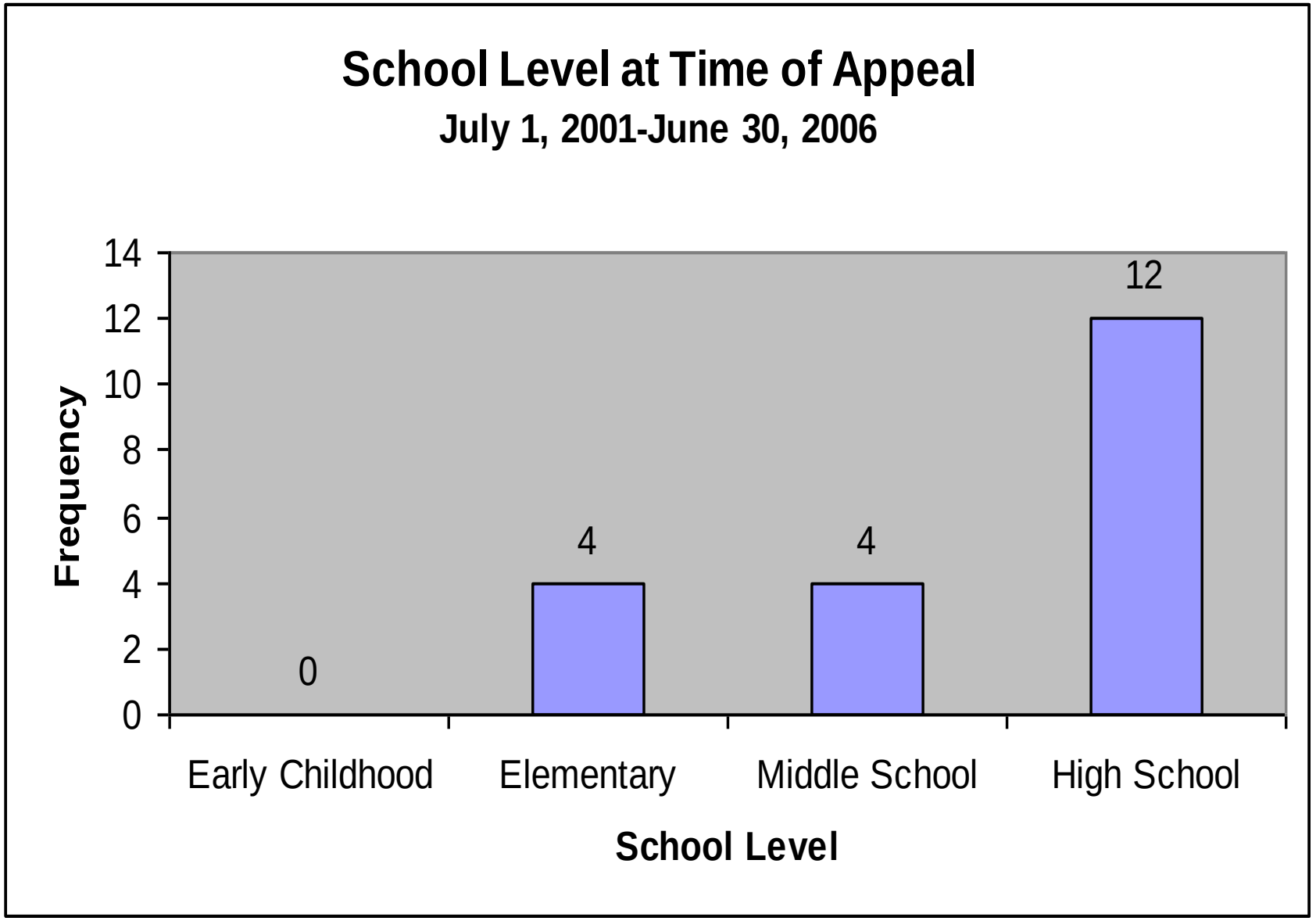


Gender of Students Involved in Due Process Hearings

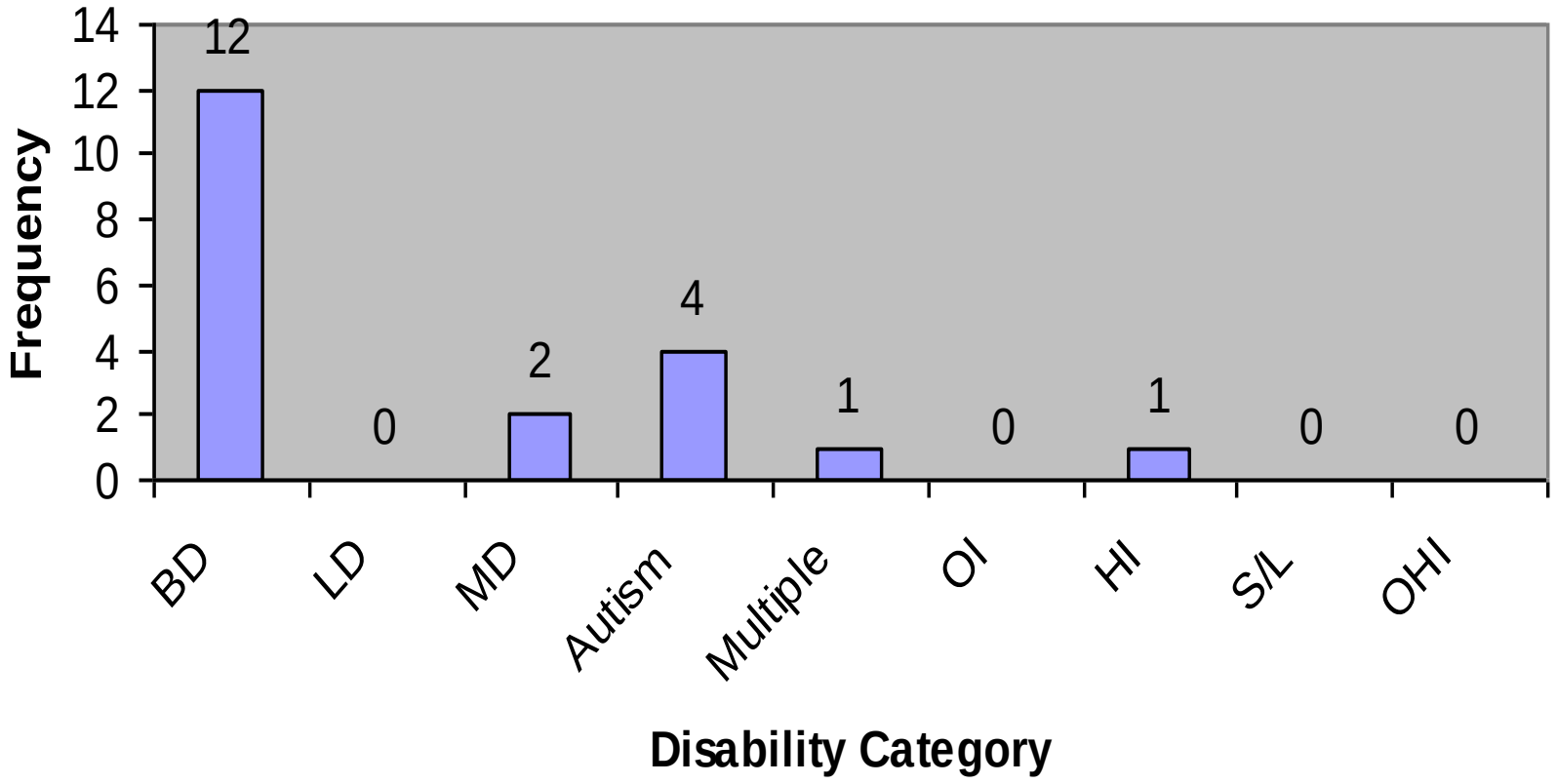
July 1, 2001-June 30, 2006

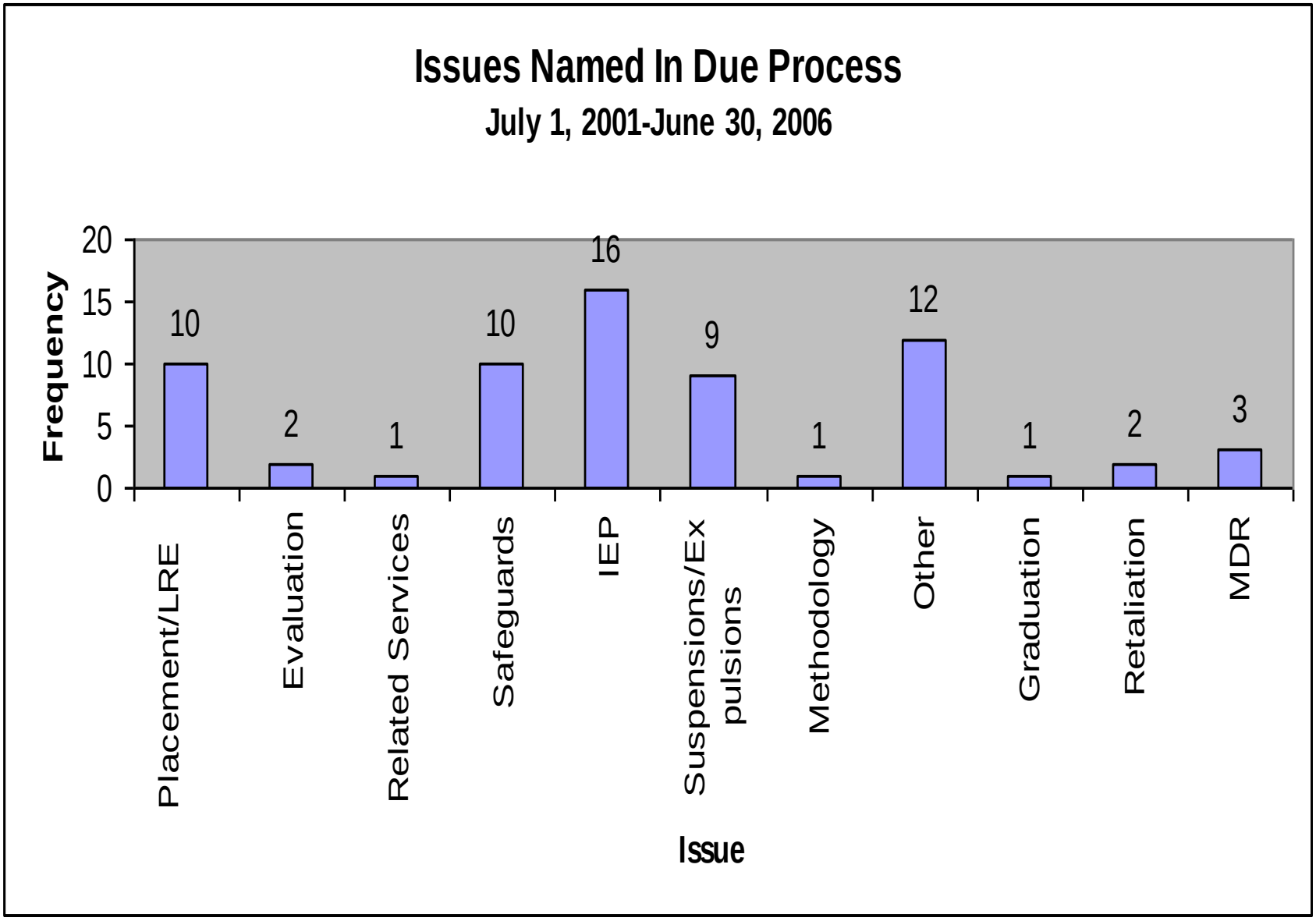



Student Age at Time of Appeal
July 1, 2001-June 30, 2006
Frequency
10
9
8
7
6
5
4
3
2
1
0
1
1
1
1
2
3
1
2
4
3
1
Six
Seven
Eight
Ten
Twelve
Fourteen
Fifteen
Sixteen
Seventeen
Eighteen
Nineteen
Student Age


School Level at Time of Appeal
July 1, 2001-June 30, 2006
Frequency
14
12
10
8
6
4
2
0
0
4
4
12
Early Childhood
Elementary
Middle School
High School
School Level

Primary Disability Category at Time of Appeal
July 1, 2001-June 30, 2006

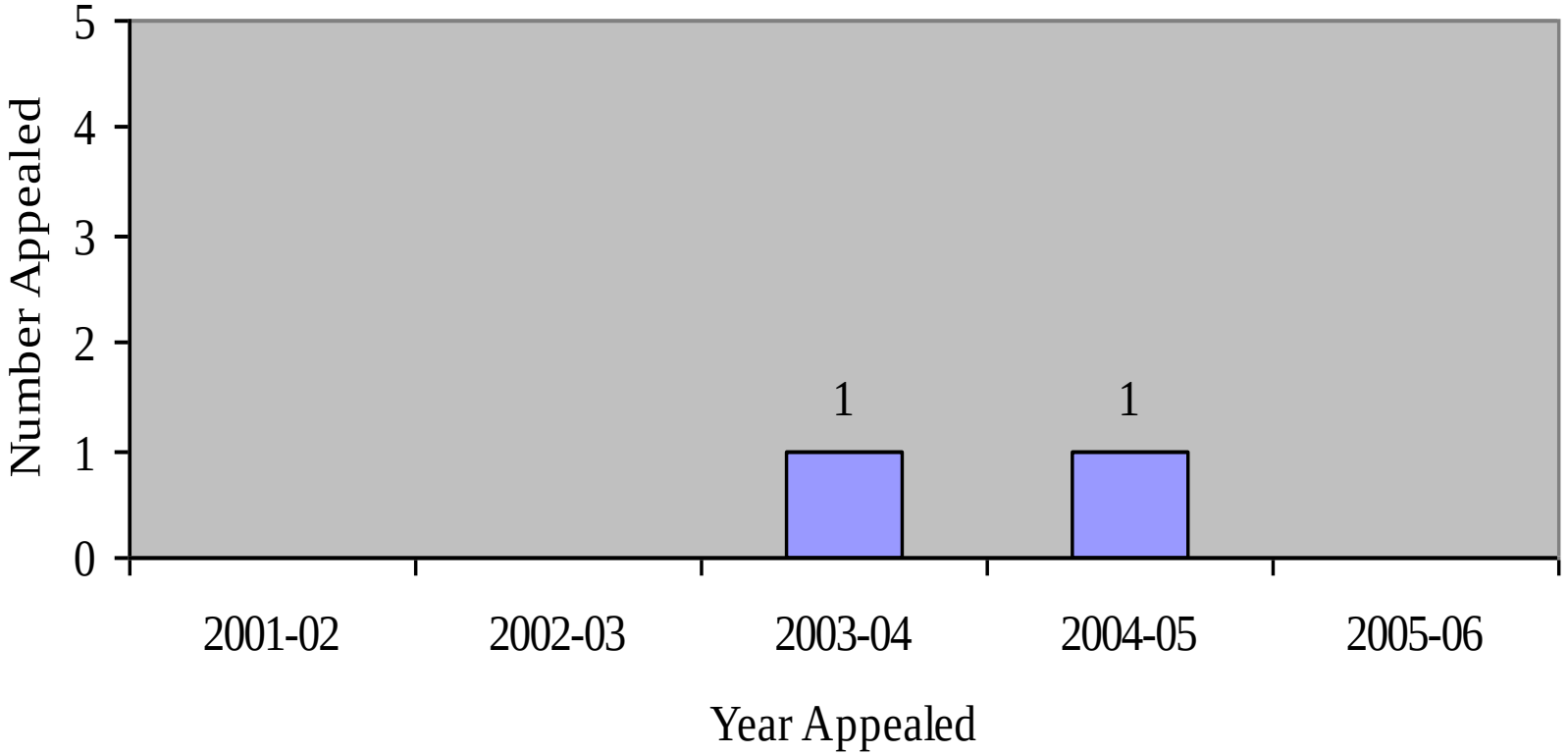



Issues Named In Due Process
July 1, 2001-June 30, 2006
Frequency
20
15
10
5
0
10
2
1
10
16
9
1
12
1
2
3
Placement/LRE
Evaluation
Related Services
Safeguards
IEP
Suspensions/Expulsions
Methodology
Other
Graduation
Retaliation
MDR
Issue

Year	Hearing Decisions Rendered	Number Appealed	Percent Appealed
2001-02	3	0	0
2002-03	3	0	0
2003-04	4	1	25
2004-05	4	1	25
2005-06	1	0	0
Total	**15**	**2**	**13**

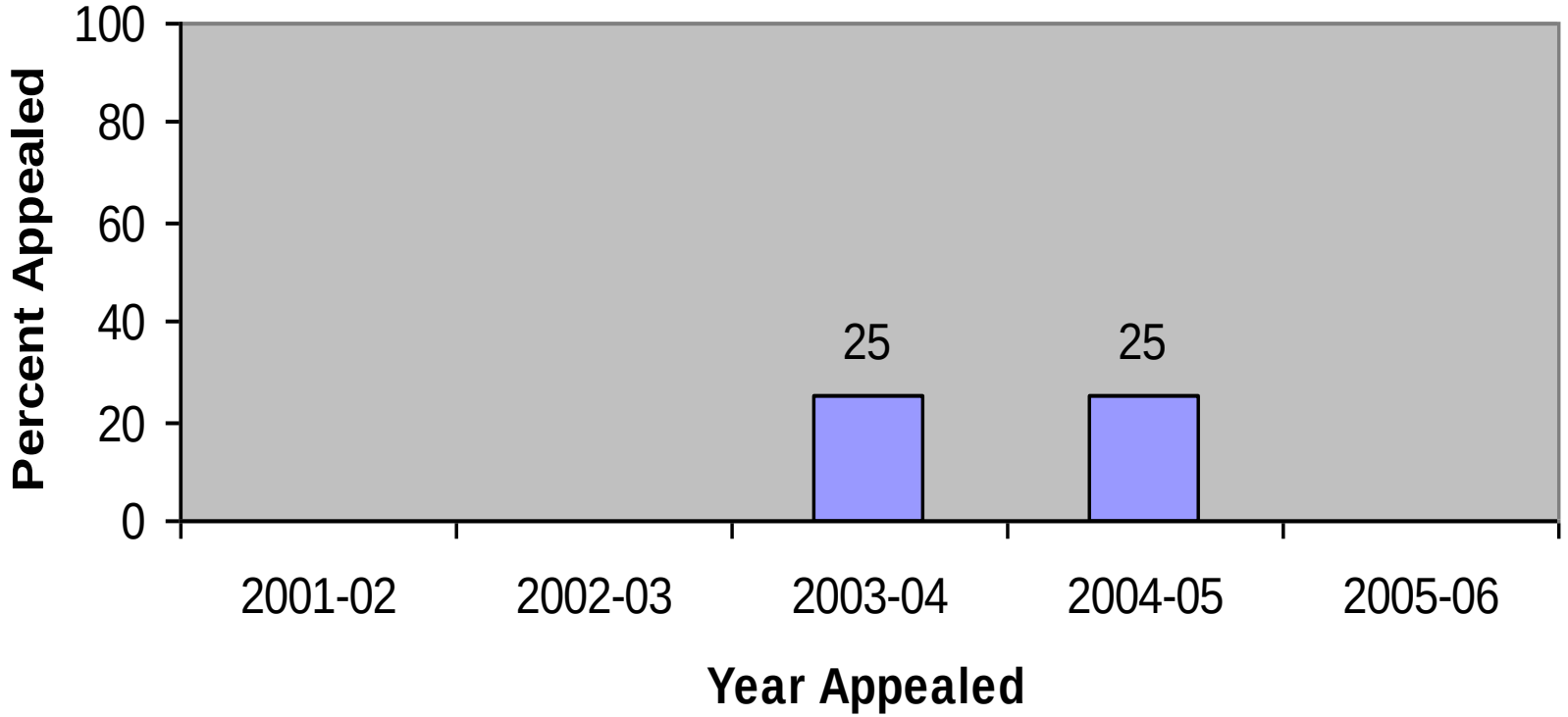
Number of Administrative Law Judge Decisions Appealed to District Court

Original ALJ Decisions Rendered July 1, 2001-June 30, 2006



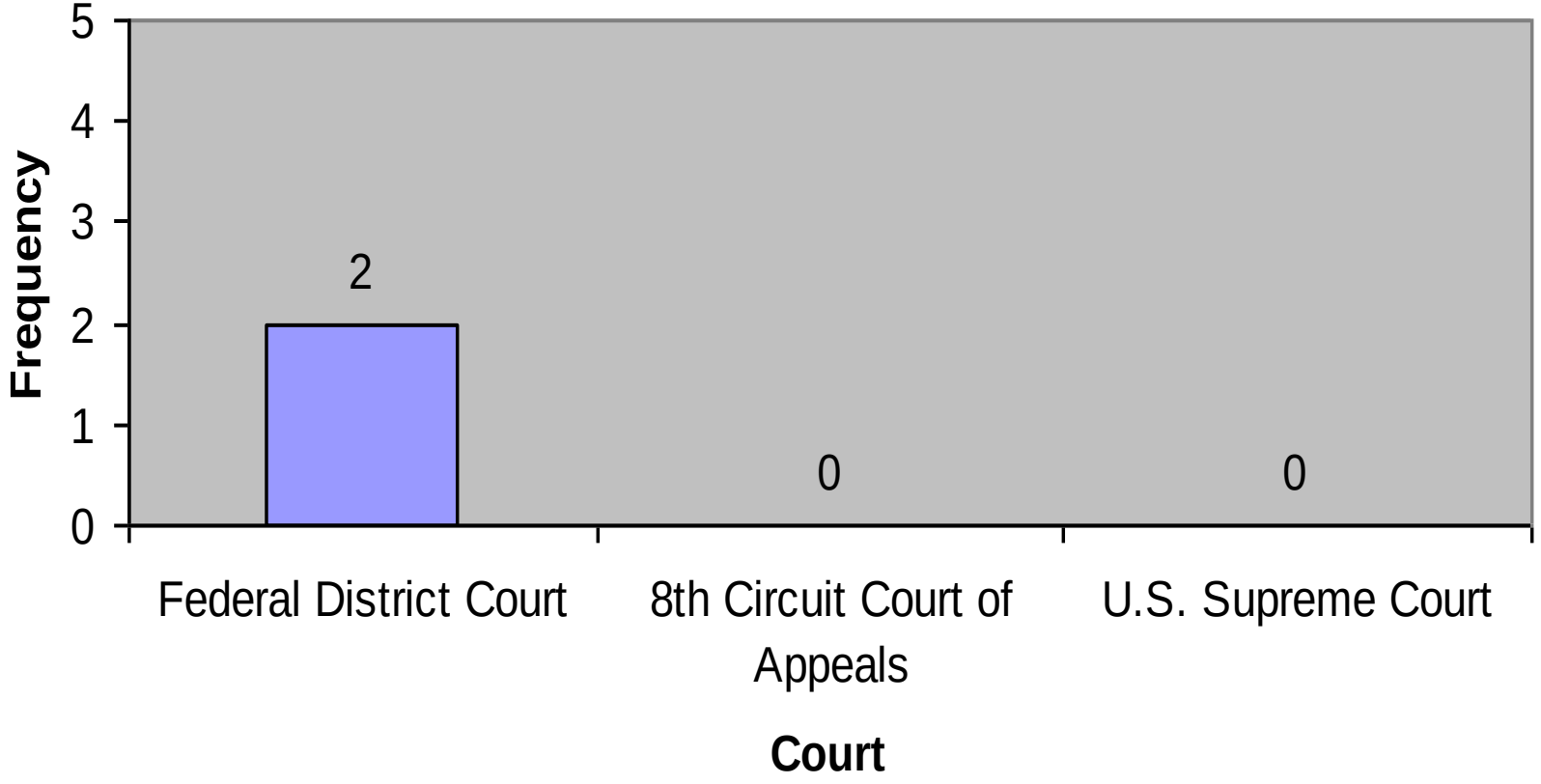
Percent of Administrative Law Judge Decisions Appealed to District Court

Original ALJ Decisions Rendered July 1, 2001-June 30, 2006



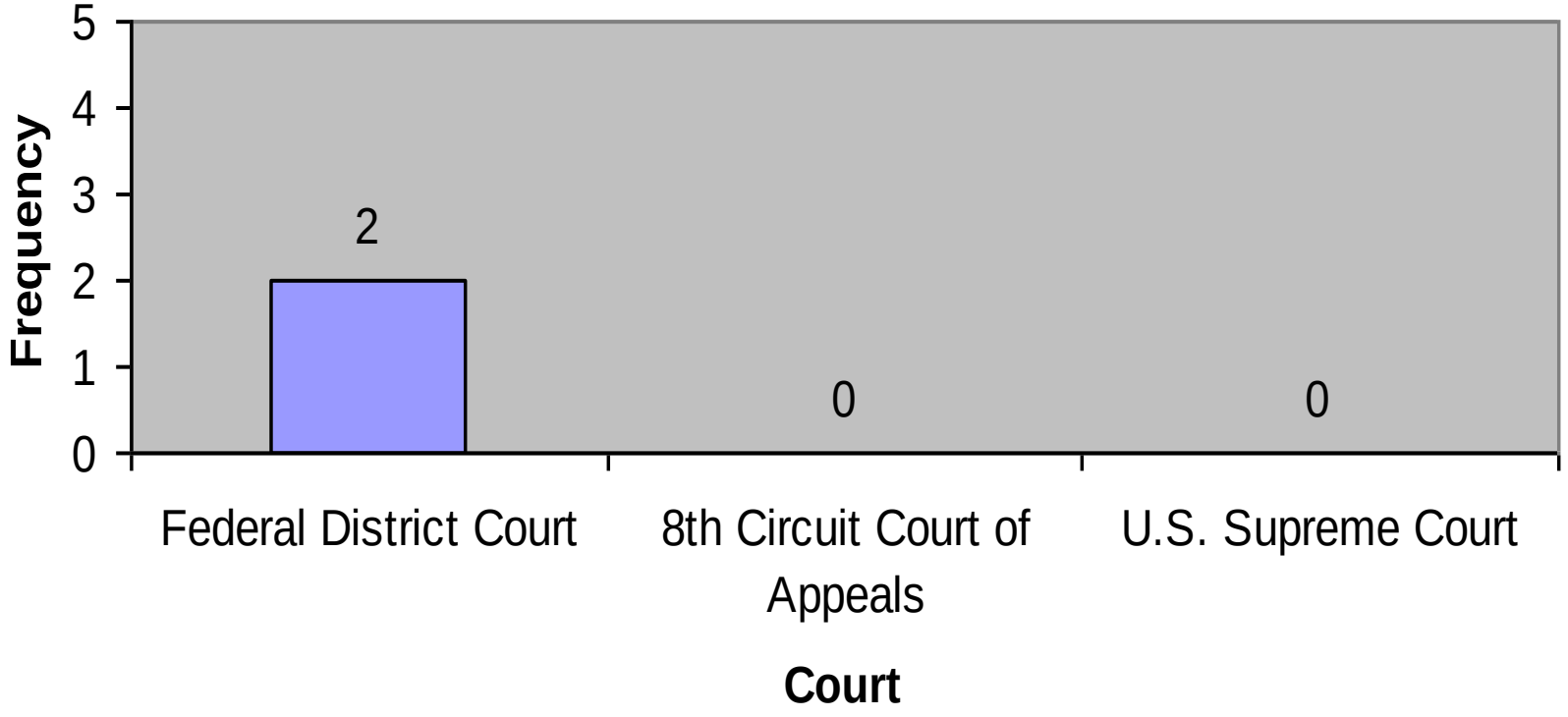
Administrative Law Judge Decisions: Affirmed

Original ALJ Decisions Rendered July 1, 2001-June 30, 2006



Administrative Law Judge Decisions: LEA/AEA Prevailing Party

Original ALJ Decisions Rendered July 1, 2001-June 30, 2006



Decisions at Highest Level of Appeal: Prevailing Party

Original ALJ Decisions Rendered July 1, 2001-June 30, 2006